

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION - FLINT**

IN RE:

CHRISTOPHER D. WYMAN,

DEBTOR,

CASE NO. 12-32264-dof
CHAPTER 7
HONORABLE DANIEL S. OPPERMAN

Samuel D. Sweet, Trustee,
Plaintiff,
v.

Adv. No. 20-03012

Michael E. Tindall, Individually and as 100%
assignee of Barbara Duggan,
Defendant.

**TRUSTEE'S RESPONSE TO NOTICE OF UNRESOLVED ISSUES
AND IMPROPER CLOSING OF CASE**

NOW COMES Trustee, Samuel D. Sweet, ("Trustee"), by and through his counsel, Samuel D. Sweet, PLC, and in response to Claimant's Notice of Unresolved Issues and Improper Closing of Case states as follows:

1. The Trustee believes that the issue raised by Michael Tindall is not proper.
2. A review of the counter claims raised by Tindall with respect to this Adversary Proceeding indicate that although clothed in state law, they specifically relate to the Trustee's duty as identified in §704 of the Bankruptcy Code. No other interaction or transactions have occurred between the parties except for the administration of this bankruptcy estate.
3. On August 23, 2019, the District Court under Denise Page Hood case # 19-11756 of the Eastern District of Michigan Southern Division specifically provided that the counter claims raised by Michael Tindall constituted core matters pursuant to 28 U.S.C. Section 157. See attached Order Denying Motion to Withdraw Reference [#1] and Administratively Closing Case.
4. The counter claims specifically relate to the administration of this bankruptcy estate.

WHEREFORE, for the reasons stated above the Trustee requests this Honorable Court deny the unresolved issues notice of Michael Tindall and grant the Trustee any such other further relief that this Court deems fair and equitable.

SAMUEL D. SWEET, PLC

Dated: 11/4/2022

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the following:

Trustee's Response to Claimant's Notice of Unresolved and Outstanding Issues, along with
a copy of this Certificate of Service

was electronically served on the 4th day of November, 2022, upon:

Dennis L. Perkins
Attorney for Debtor
bkperk@sbcglobal.net
(Via ECF Only)

*was served via First Class Mail, pre-paid postage, on this 4th day of November, 2022, addressed
as follows:*

Christopher D. Wyman
6241 Grand River Road
Brighton, MI 48114

Michael E. Tindall
18530 Mack Ave., Ste. 430
Detroit, Michigan 48236

/s/ Jessica A. Will
SAMUEL D. SWEET, PLC
Jessica A. Will, Legal Assistant
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